IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT
THE HON'BLE MR JUSTICE P.S.NARAYANA
WRIT PETITION NO : 31436 of 1997

Between:
A. Bheemeswara Rao S/o Narasimha Murthy
R/o Kanchumarthyvari Street, Rajahmundry,
East Godavari District.

..... PETITIONER

AND

1 The Regional Transport Officer and Asst. Secretary, R.T.A. Rajahmundry, East Godavari District.
2 The Transport Commissioner, A.P., Hyderabad.
3 The Joint Transport Commissioner and Secretary, State Road Transport Authority, A.P., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not permitting him to alter the seating capacity of his vehicle bearing Chasis No. 385003 LSQ 947906, Engine No. 483 DL 41 LSQ 816485 to operate the said vehicle as motor cab by assigning registration mark as illegal and arbitrary and further direct the respondents to permit the petitioner to operate as a motor cab by assigning the registration mark while directing to issue ALL INDIA TOURIST PERMIT to the said vehicle.

Counsel for the Petitioner: MR.D.SUDARSHAN REDDY

Counsel for the Respondents: POLISETTI RADHA KRISHNA

The Court made the following:

ORDER:

It is represented that in view of the decision reported in **O.GANGADHAR v. TRANSPORT COMMISSIONER, A.P.** [1], the writ petition is liable to be dismissed.

Accordingly, in view of the aforesaid decision, the writ petition is hereby dismissed. No order as to costs.

(P.S.NARAYANA, J)

Dated February 24, 2005.

YCR

To

1 The Regional Transport Officer and Asst. Secretary, R.T.A. Rajahmundry, East Godavari District.
2 The Transport Commissioner, A.P., Hyderabad.
3 The Joint Transport Commissioner and Secretary, State Road Transport Authority, A.P., Hyderabad.
4. 2 C.D. copies.

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[1] 2000 (2) ALD 343 (DB)